

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CRADLE OF LIBERTY COUNCIL, INC.,	:	CIVIL ACTION
BOY SCOUTS OF AMERICA,	:	
Plaintiff,	:	
	:	NO. 08-2429
v.	:	
	:	
CITY OF PHILADELPHIA,	:	
Defendant.	:	

ORDER

AND NOW, this 22nd day of April, 2010, it is hereby **ORDERED** that:

1. Defendant's motion for summary judgment (Docket No. 59) is **DENIED** in its entirety.
2. Plaintiff's motion for summary judgment (Docket No. 49) is **DENIED** in its entirety.
3. Plaintiff's motion to strike certain exhibits (Docket No. 63) is **DENIED** without prejudice to requesting additional discovery relative to them.

A **STATUS CONFERENCE** is scheduled for Wednesday, May 5, 2010 at 10:00 a.m. in the chambers of the undersigned for the primary purpose of establishing a firm trial date and discussing other issues related to the trial.

BY THE COURT:

s/ **Ronald L. Buckwalter**
RONALD L. BUCKWALTER, S.J.